

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON

10 LARRY DARNELL EZELL,

11 Plaintiff,

12 v.

13 NANCY A BERRYHILL, Deputy  
14 Commissioner of Social Security for  
Operations,

15 Defendant.

CASE NO. 2:17-CV-01447-DWC

ORDER ON MOTION FOR  
ATTORNEY FEES, EXPENSES  
AND COSTS PURSUANT TO THE  
EQUAL ACCESS TO JUSTICE  
ACT, 28 U.S.C. §§ 2412 (d), 1920

16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local  
17 Magistrate Judge Rule MJR 13. *See also* Consent to Proceed before a United States Magistrate  
18 Judge, Dkt. 6. This matter is before the Court on “Plaintiff’s Petition for Award of Attorney’s  
19 Fees, Costs and Expenses Pursuant to 28 U.S.C. § 2412, 1920.” Dkt. 20. Defendant does not  
20 object to Plaintiff’s motion. *See* Dkt. 22

21 Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (“EAJA”), Plaintiff’s  
22 motion and memorandum (Dkts. 20, 21), and the relevant record, the Court orders EAJA  
23 attorney’s fees of \$8,481.65, expenses in the amount of \$6.38, and costs, pursuant to 28 U.S.C. §  
24

1 1920, in the amount of \$9.80 (“EAJA Award”) be awarded to Plaintiff. *Astrue v. Ratliff*, 560  
2 U.S. 586, 591–97 (2010).

3 The Acting Commissioner shall contact the Department of Treasury after this Order is  
4 entered to determine if the EAJA Award is subject to any offset. If the U.S. Department of the  
5 Treasury verifies to the Office of General Counsel that Plaintiff does not owe a debt, the  
6 government will honor Plaintiff’s assignment of EAJA Award and pay the EAJA Award directly  
7 to Rosemary B. Schurman, Plaintiff’s counsel. If there is an offset, any remainder shall be made  
8 payable to Plaintiff, based on the Department of the Treasury’s Offset Program and standard  
9 practices, and the check shall be mailed to Plaintiff’s counsel, Rosemary B. Schurman, 8123 NE  
10 115 Way, Kirkland, WA 98034.

11 Dated this 26th day of June, 2018.

12   
13

14 David W. Christel  
United States Magistrate Judge  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24